



**REGULAR MEETING OF THE CITY COUNCIL
AND THE CITY COUNCIL SITTING AS THE REDEVELOPMENT AGENCY BOARD**

**CLOSED SESSION MEETING BEGINS AT 4:00 p.m.
IN THE CITY HALL STUDY SESSION ROOM
68700 Avenida Lalo Guerrero
Cathedral City, CA 92234**

WEDNESDAY, JANUARY 27, 2010

**Closed Session at 4:00 p.m., followed by Study Session at approximately 5:00 p.m. or at
such time as the City Council completes the Closed Session Agenda
and Regular Meeting at 6:30 p.m. in 3rd-floor Council Chambers**

CALL TO ORDER

ROLL CALL

- a) Roll call of City Council/RDA Board Members
- b) Action to excuse absent City Council/RDA Board Member(s)

CLOSED SESSION PUBLIC COMMENTS

*At this time, members of the public may address the City Council on any matter that is listed on this Closed Session agenda. Unless additional time is authorized by the City Council, **remarks shall be limited to three minutes.***

*In response to any public comment on an item or matter **on this Closed Session agenda**, pursuant to Government Code Section 54954.2, members of the City Council and/or the Redevelopment Agency Board may only: **1)** respond briefly to statements made or questions posed by the public; **2)** ask a question for clarification; **3)** make a brief report on his or her own activities; **4)** provide a reference to staff or other resources for factual information; **5)** request staff to report back to the City Council at a subsequent meeting concerning any matter raised by the public; or, **6)** direct staff to place a matter of business on a future agenda. (California Government Code Section 54954).*

SUMMARY OF CLOSED SESSION ITEMS

City Attorney will read a summary of Closed Session items into the record.

**THE CITY COUNCIL WILL MOVE TO CLOSED SESSION
CLOSED SESSION AGENDA**

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. **(J. Davison)**

Property Location	APN's: 677-402-060, 677-402-040, 677-402-065, 677-401-052, 677-401-051, 677-401-054, 677-401-055, 677-401-057, 677-401-058, 677-522-015, 677-522-016, 677-522-017, 677-522-014, 677-402-066, 677-401-056
Negotiating Parties	Cathedral City Redevelopment Agency and Moe Nasr
Property Owners Under Negotiations	Cathedral Group Property Negotiations

2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8 **(J. Davison)**

Property Location:	APN: 687-500-011 & 012
Negotiating Parties	Cathedral City Redevelopment Agency and Angel View
Property Owners	Angel View
Under Negotiation	Property Negotiations

3. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code Section 54956.9(a) **(Toni Eggebraaten)**

Case Name:	The City of Cathedral City v. GLMR Properties, LLC; Carl Robert Levine; John Walter Rentsch; et al.
Case No.:	INC 071178
Court:	Riverside County Superior Court

4. CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6

Agency Negotiator	Donald Bradley, City Manager
Represented Employees & Non-Represented Employees	1) American Federation of State, County and Municipal Employees. (AFSCME) 2) Cathedral City Professional Firefighters Association (CCPFA) 3) Cathedral City Police/Fire Management Association (CCPFMA) 4) Cathedral City Police Officers Association (CCPOA) 5) Non-Represented Employees

RECESS

Following the Closed Session meeting, the Council will convene to the Council Chamber on the third floor for the Study Session and Regular Meeting.



**REGULAR MEETING OF THE CITY COUNCIL
AND THE CITY COUNCIL SITTING AS THE REDEVELOPMENT AGENCY BOARD
Council Chamber -- Third Floor of City Hall
68700 Avenida Lalo Guerrero
Cathedral City, CA 92234**

**STUDY SESSION
WEDNESDAY, JANUARY 27, 2010 at approximately 5:00 p.m.
or at such time as the City Council completes the Closed Session Agenda.**

STUDY SESSION

CALL TO ORDER

PRESENTATION OF COLORS

Cathedral City High School Air Force Junior ROTC Honor Guard

PLEDGE OF ALLEGIANCE

INVOCATION

OATH OF OFFICE CEREMONY

NONE

PRESENTATIONS AND PROCLAMATIONS

Recognition of Healing Fields Volunteers:

Michael Stivers, Eddie Vega, Michael Meyer, Noe Cervantes, Scotty Lewis, Ernie De LaCruz, Terry Morris, Marty Pfortmiller, William Hekel, John Bowley, Jason Baughman, Rev. Dennis Silva, Rabbi Yankel Kreiman, Cecilia Echenique, Katie England, LaVon Jaksch, David Pelm, Sue Priest, Cynthia Davis, Gillian Cross, Jr. ROTC of Cathedral City High School, Interact Club of Cathedral City High School, Cathedral City High School Football Program, Boy Scout Troop, Kathy Dumas, Carol Pipitone, Cathedral City Fire Dept. Honor Guard, and the Palm Springs Fire Dept. Honor Guard.

PUBLIC COMMENTS

*At this time, members of the public may address the City Council on any matter not listed on the agenda or any item on the Study Session agenda. Please complete a **'Request to Speak' form** and **limit your comments to three minutes**. When you are called to speak, please come forward and state your name and city of residence for the record.*

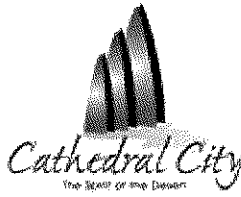
*In response to any public comment on an item or matter **not on this agenda**, pursuant to Government Code Section 54954.2, members of the City Council and/or the Redevelopment Agency Board may only: **1)** respond briefly to statements made or questions posed by the public; **2)** ask a question for clarification; **3)** make a brief report on his or her own activities; **4)** provide a reference to staff or other resources for factual information; **5)** request staff to report to the City Council at a subsequent meeting concerning any matter raised by the public; or, **6)** direct staff to place a matter of business on a future agenda. (California Government Code Section 54954). Unless additional time is authorized by the City Council, **remarks shall be limited to three minutes.***

STUDY SESSION AGENDA

Normally, no action is taken on Study Session items; however, the City Council reserves the right to give specific policy direction and take specific action as necessary. Presentations will be limited to 10 minutes unless other provisions are made in advance.

1. Interview candidate for the Marketing Committee. **(A. Howe) (Pg. 1-3)**
2. Further discussion of City Wide Priority Project list for Federal Appropriations requests. **(M. Nieman) (Separate Cover)**
3. Discussion of Budget Status and Declaration of Fiscal Emergency. **(D. Bradley) (Separate Cover)**
4. City Council/Staff reports and inquiries of new or ongoing projects.

RECESS



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REDEVELOPMENT AGENCY BOARD
Council Chamber -- Third Floor of City Hall
68700 Avenida Lalo Guerrero
Cathedral City, CA 92234

WEDNESDAY, JANUARY 27, 2010
6:30 p.m.

CALL TO ORDER

PRESENTATIONS AND PROCLAMATIONS

CLOSED SESSION ANNOUNCEMENTS

PUBLIC COMMENTS

*At this time, members of the public may address the City Council on any matter not listed on the agenda or any item on the Consent Agenda. Please complete a **'Request to Speak' form** and **limit your comments to three minutes**. When you are called to speak, please come forward and state your name and city of residence for the record.*

*In response to any public comment on an item or matter **not on this agenda**, pursuant to Government Code Section 54954.2, members of the City Council and/or the Redevelopment Agency Board may only: **1)** respond briefly to statements made or questions posed by the public; **2)** ask a question for clarification; **3)** make a brief report on his or her own activities; **4)** provide a reference to staff or other resources for factual information; **5)** request staff to report back to the City Council at a subsequent meeting concerning any matter raised by the public; or, **6)** direct staff to place a matter of business on a future agenda. (California Government Code Section 54954). Unless additional time is authorized by the City Council, **remarks shall be limited to three minutes**.*

AGENDA FINALIZATION

At this time, the City Council and/or the Redevelopment Agency Board may announce any items being pulled from the agenda or continued to another date.

URGENCY ITEMS

Urgency Items ("Added Starters"): The Brown Act, which governs public meetings, permits the City Council to take action on any item that does not appear on the agenda only if 2/3 of the Council (if all are present) or all members of the Council (if fewer than all members are present) determine there is a need to take immediate action on the item, and the need to take immediate action came to the City Council's attention after the agenda is posted.

COUNCIL COMMENTS Council Members' comments on items not on the agenda.

COMMITTEE ASSIGNMENTS See last page of Agenda Book

MINUTES

Approval of the minutes from the regularly scheduled City Council Meeting of January, 13, 2010.

CONSENT AGENDA

All matters on the Consent Agenda are considered routine in nature and are expected to be enacted by one motion. Members of the public may comment on any item on the consent agenda. However, Council Members will not discuss individual items among themselves unless those items are pulled off the Consent Agenda by a Council Member.

1. COUNCIL. Adopt an Ordinance of the City Council of the City of Cathedral City Amending Chapter 5.33, Massage Therapy Permits, of the Cathedral City Municipal Code to Harmonize Chapter 5.33 with Newly Enacted State Law (SB 731) pertaining to State Certified Massage Therapists and to update other provisions of Chapter 5.33. **(C. Green) (Pg. 1-41)**

2. COUNCIL. Adopt an Ordinance to Amend Municipal Code Chapter 13.120, Public Nuisance Abatement Costs, to ensure cost recovery is authorized in cases where the City does not perform Abatement work. **(C. Green) (Pg. 42-46)**

3. COUNCIL. Adopt a Resolution of Support for Proposition 84 Grant Application for Whitewater Park. **(A. Hall). (Pg. 47-50)**

4. COUNCIL. Adopt a Resolution of Support for the California Desert Protection Act of 2010. **(D. Bradley) (51-58)**

5. COUNCIL. Ratify and Accept Cathedral City Police Fire Association Salary, Benefit, and Working Conditions Adjustments. **(D. Bradley) (Separate Cover)**

6. COUNCIL. Adopt a Resolution of the City Council of the City of Cathedral City Unanimously Declaring a Fiscal Emergency in the City of Cathedral City. **(D. Bradley) (Separate Cover)**

PUBLIC HEARINGS

NONE

LEGISLATIVE

7. COUNCIL. Consider Introduction of an Ordinance adopting revisions to Cathedral City Municipal Code, Title 2, Chapter 2.20, Disasters and Emergencies. **(C. Green) (Pg. 59-71)**

- a. Report by Charles R. Green, City Attorney, (J. Mizrahi)
- b. Public Comments
- c. Recommendation : That the City Council consider for introduction and first reading an Ordinance adopting revisions to Cathedral City Municipal Code (the "Code") Chapter 2.20, Disasters and Emergencies, required to: (1) be in compliance (maintain accreditation) with the California Emergency Management Agency (CAL-EMA); and (2) reflect recent changes to State law (AB 486).

8. COUNCIL. Consider Introduction of an Ordinance Amending Sections 15.1 (B) and 15(C) of the City's Adopted Subdivision Ordinance requiring all Subdivisions Improvement Agreements to be recorded and updating/harmonizing provisions relating to the Terms and Manner of extending Subdivision Improvement Agreements. **(C. Green) (Pg. 72-82)**

- a. Report by Charles R. Green, City Attorney, (J. Mizrahi)
- b. Public Comments
- c. Recommendation: That the City Council consider for introduction and first reading an ordinance that (1) requires all Subdivision Improvement Agreements to be recorded with the County Recorder; and (2) updates the City's current subdivision ordinance to harmonize and clarify the provisions relating to initial term length and the manner of extending Subdivision Improvement Agreements.

COUNCIL REPORTS ON CITIZEN INQUIRIES AND CONCERNS

ADJOURNMENT

NOTES TO THE PUBLIC

The next regularly scheduled meeting of the City Council/Redevelopment Agency is scheduled for WEDNESDAY, FEBRUARY 10, 2009.

Please remember: City Hall is closed every Friday.

Agendas for Council meetings are posted at City Hall at least 72 hours before the meeting and on the Cathedral City Web site, www.cathedralcity.gov. The agenda is available for public inspection in the City Hall lobby or the City Clerk's office the Monday preceding the meeting. Any document or writing that relates to an agenda item on the open session of a City Council meeting that is not distributed at least 72 hours prior to the meeting is also available for public inspection in the City Hall lobby or the City Clerk's office.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a City meeting or other services offered by this City, please contact the City Clerk's Office at (760)770-0385. Assisted-listening devices are available at this meeting. Ask the City Clerk if you desire to use this device. Notification at least 48 hours prior to the meeting or the time when services are needed will assist city staff in assuring reasonable arrangements can be made to provide accessibility to the meeting or service.